

**REMARKS**

Claims 1-5 and 9-16 are pending in this application. By this Amendment, claims 1, 3 and 9-13 are amended, claims 6-8 are cancelled, and claims 14-16 are added. Newly presented claims 14, 15 and 16 correspond to cancelled claims 6, 7 and 8, respectively, written in dependent form. Support for the amendments can be found in Applicants' original application, for example, at page 7, lines 10-19; page 8, lines 6-21; page 9, lines 5-25; page 11, lines 24-page 12, line 5; page 13, lines 10-22; and Figure 1. No new matter is added.

**I. 35 U.S.C. §101**

In the Office Action, claims 9-11 are rejected under 35 U.S.C. §101 for allegedly being directed to non-statutory subject matter because the claims are directed to a computer program product. The rejection is respectfully traversed.

Claims 9-11 are amended to recite statutory subject matter by adding a "computer readable medium storing a program causing a computer to execute a process." Claims 9-11 thus now define structural and functional interrelationships that permit the computer program's functionality to be realized, and are statutory. See *In re Lowry*, 32 F.3d 1579, 1583-84, 32 USPQ2d 1031, 1035 and MPEP §2106.01.

It is respectfully requested that the rejection be withdrawn.

**II. 35 U.S.C. §102(b)**

In the Office Action, claims 1, 3, 4, and 6-13 are rejected under 35 U.S.C. §102(b) over Goode, U.S. Patent No. 6,166,730. Applicants respectfully traverse the rejection.

Goode fails to disclose an edit client configured to access the distribution server and edit the content retained and managed by the distribution server, the edit client having an edit unit configured to allow a user granted edit rights to add, delete and change the content including the video data, as recited in amended independent claims 1, 3 and 9-13.

Goode discloses a server 102 that provides information in response to a request from the user through the session manager; a set top terminal 118 capable of receiving information from an information server; a display device 122 such as a television, video monitor or the likes, which displays information such as video; and a network manager 114 that manages the system assets and ensures synchronization of all the system components (Col. 3, lines 27-30; Col. 4, lines 28-40; Col. 15, lines 23-24; and Col. 20, lines 8-12).

In Goode's system, a subscriber can only request and receive service, for example, a movie, through the subscriber's set top terminal (Col. 4, line 16-Col. 5, line 67 and Col. 15, line 3-Col. 16, line 26).

However, in the aforementioned claims, a user granted edit rights, for example, a lecturer, can access and edit content including video data in the distribution server (page 8, lines 6-22 and page 9, lines 2-19). Therefore, because Goode fails to disclose each and every feature of independent claims 1, 3 and 9-13, these claims and claims dependent therefrom are not anticipated.

It is respectfully requested that the rejection be withdrawn.

### **III. 35 U.S.C. §103(a)**

In the Office Action, claims 2 and 5 are rejected under 35 U.S.C. §103(a) over Goode in view of Sherr, U.S. Published Patent Application No. 2002/0032905. Applicants respectfully traverse the rejection.

Sherr fails to overcome the deficiencies of Goode with respect to independent claims 1 and 3. Therefore, dependent claims 2 and 5 are allowable for the same reasons as independent claims 1 and 3, respectively, from which they depend and because of the additional features recited therein.


It is respectfully requested that the rejection be withdrawn.

**IV. Conclusion**

In view of the foregoing, it is respectfully submitted that this application is in condition for allowance. Favorable reconsideration and prompt allowance are earnestly solicited.

Should the Examiner believe that anything further would be desirable in order to place this application in even better condition for allowance, the Examiner is invited to contact the undersigned at the telephone number set forth below.

Respectfully submitted,



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